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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 3975 OF 2007
IN
FIRST APPEAL (ST) NO. 15951 OF 2007

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Office Notes, Office Memoranda of Coram, appearances, Court's Orders or directions and Registrar's Orders	Court's or Judge's Orders

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Mr. S.K.Mali for the applicants.
Mr. C.K.Tripathi for respondent NO. 1.
Mr. J.J.Xavier for BMC.

CORAM : ANOOP V. MOHTA,J.

DATED : 3rd October, 2007.

P.C.

1. Considering the averments made and in view of the grounds raised in the proceedings, it is necessary that the parties to maintain status-quo in respect of the property in question.

2. The learned counsel appearing for the other side, however, basically contended that for want of proper description of property there is no question of status quo and or injunction in the

matter. Apart from the description of the property the fact remains that the other side has not stated that there is no dispute about the property. The correct description, if any, at later stage, be taken note of the property involved in the matter. Keeping this point open, at this stage, the interim order as granted by this Court on 14th August, 2007 shall continue pending the decision of the first appeal.

3. The learned counsel appearing for the respondent Municipal Corporation rightly submitted that the status-quo should not come in way, in taking action in accordance with law.

4. The civil application is disposed of, accordingly.

[ANOOP V. MOHTA, J.]